

AUG. 12. 2003 4:48PM

MBS&S 919 854-1401

NO. 9396 P. 1/11

MYERS BIGEL SIBLEY & SAJOVEC, P.A.
PATENT LAWYERS

Jarett K. Abramson
D. Randal Ayers
David D. Beatty
Mitchell S. Bigel
Needham J. Boddie, II
Lynne A. Borchers*¹
James R. Cannon

Robert N. Crouse
Robert W. Glatz
Scott C. Hatfield
Devin R. Jensen
Laura M. Kelley
Shawna C. Lemon, Ph.D.
Karen A. Magri, Ph.D.

Robert M. Meeks
Mary L. Miller, Ph.D.*²
D. Scott Moore
James D. Myers
Timothy J. O'Sullivan
David K. Purks
Julie H. Richardson

F. Michael Sajovec
Grant J. Scott
Kenneth D. Sibley
Elizabeth A. Stanek
Richard P. Vitek

OFFICIAL

TELECOPIER TRANSMISSION COVER SHEET

8/12/03 9022.20
Date Time Client Name Client No.
(703)872-9306 (703)308-8883
Telecopier No. Telephone No.

TO: Examiner Janet Epps-Ford

Company and/or Firm: U.S. Patent and Trademark Office

From: Kenneth D. Sibley Return completed FAX to: vp

Number of pages (including cover page): / /

If there is a problem with this transmission, please call Kirby at (919) 854-1400. Myers Bigel Sibley & Sajovec's telecopier number is (919) 854-1401.

Comments and/or Special Instructions:

RE: S/N 09/733,306 FILED 12/8/00

DEAR EXAMINER EPPS-FORD: ATTACHED AS WE DISCUSSED YESTERDAY IS A COPY OF THE AMENDMENT FILED FEBRUARY 6, 2002, IN THE ABOVE-REFERENCED CASE. PLEASE LET ME KNOW IF YOU HAVE ANY ADDITIONAL QUESTIONS FOR US. BEST REGARDS. SINCERELY, KENNETH D. SIBLEY

CONFIDENTIALITY

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS TELECOPY IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE UNITED STATES POSTAL SERVICE. THANK YOU.

Mailing Address:

PO Box 37428
Raleigh, NC 27627

P: (919) 854-1400

F: (919) 854-1401

Toll-free 1-819-854-1400

Street Address:

4140 Parklake Ave.
Suite 600
Raleigh, NC 27612

www.myersbigel.com

*Not Licensed in NC

¹Licensed in NY/NJ

²Licensed in GA

Received from <919 854 1401> at 8/12/03 4:47:46 PM [Eastern Daylight Time]

Attorney's Docket No. 9022.20

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Schwarz Group Art Unit: 1635
Serial No.: 09/733,306 Examiner: M. Schmidt
Filed: 8 December 2000
For: *METHODS OF FACILITATING VASCULAR GROWTH IN CARDIAC
MUSCLE AND METHODS FOR THE PRODUCTION OF
RECOMBINANT EMAP II*

February 6, 2002

Commissioner for Patents
Washington, DC 20231

Amendment

Responsive to the Office Action dated November 6, 2002, it is respectfully requested that this application be reconsidered in view of the following remarks.

In the Specification.

Please replace the text on page 13, lines 7-12, with:

--Synthesis of antibody. The antibody is generated from the following peptide sequence:

(C)DAFPGE^{PD}KELNP (#252-264) (SEQ ID No: 1)

(C) is a cysteine that is assigned for use in the single point, site-directed conjugation procedure described below, and is not part of the original EMAP II antibody. --